

150-2049  
1 November

OCT 31 1955

MEMORANDUM FOR: Deputy Director (Plans)

SUBJECT: Gifts Received from Foreigners

REFERENCES: a. Memo from [REDACTED] to OGC  
and D/S dtd 16 Sept 55 - Subject as Above  
b. Presidential Memorandum to the Heads of  
Executive Departments and Establishments  
dtd 13 April 54

25X1A

1. Reference a requested the advice of General Counsel and the Director of Security with respect to the disposition of a tea set presented to [REDACTED].

2. Reference b reads in part as follows:

"Except as other procedures may be authorized by law, as in the case of decorations which may be authorized for military combat or war-time service, each department and establishment will hereafter be governed by the requirements of the Act of June 27, 1934 (5 U.S.C. 115a) with respect to requesting the consent of Congress for retired personnel to accept gifts, decorations, awards, or any other thing tendered to them by a foreign government. No request shall be submitted hereafter for other than retired personnel."

3. You will note from the enclosure that General Counsel is of the opinion that it would not be lawful for [REDACTED] to retain this gift inasmuch as [REDACTED] is of the opinion that the gift came as a result of his official position.

4. [REDACTED] "Foreign Awards and Decorations", was published prior to the issuance of reference b. The Director of Personnel with the concurrence of this Office has assumed responsibility for re-publishing this regulation as an Office of Personnel issuance. It is understood that the Director of Personnel, in collaboration with the General Counsel, is currently rewriting the regulation and that the provisions of reference b will be included in the revision.

SECRET

25X1A 5. When the tea set is received in this country, it is recommended that it be turned over to the custodianship of the Director of Personnel until such time as [REDACTED] may be retired from Government service. At that time the Director of Personnel, security conditions permitting, will take appropriate action to transmit to the Secretary of State a request for the consent of Congress for [REDACTED] to accept the gift.

25X1A 6. It should be recognized, however, that for operational reasons it may be necessary that [REDACTED] display the tea service at his home on the occasion of visits by [REDACTED] officials or in the event [REDACTED] in the future, may take an overseas post where there may be some relationship with [REDACTED] officials, direct or indirect. It is the opinion of this Office that under circumstances where there is a reasonable operational justification, the Director of Personnel should release the tea service to [REDACTED] as the occasion demands. It is felt that it is not within the spirit of the Presidential Memorandum nor appropriate that this tea service be fully released to [REDACTED] for continuous use but that the release should have some operational justification which would be understandable and acceptable to all interested parties.

SECRET  
[REDACTED]  
Acting Director of Security

Encl.

Copy of Memo from OGC to  
D/S dtd 12 Oct 55

cc: Director of Personnel  
cc: General Counsel ✓

# MISSING PAGE

ORIGINAL DOCUMENT MISSING PAGE(S):

Attachments